

Docket No. 317743-103C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

Ognyanov, et al.,

Serial No.: 09/757,011

Filed: January 9, 2001

For: Pharmaceutical for Treatment of
Neurological and Neuropsychiatric
Disorders

Group Art Unit: 1614

Examiner: Unknown

SEP 5 2001
TC 2800 MAIL ROOM

PATENT

TECH CENTER 1600/2900

SEP 07 2001

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Commissioner for Patents

Washington, D.C. 20231

Attn.: Office of Initial Patent Examination
Customer Service Center

Sir:

REQUEST FOR CORRECTED FILING RECEIPT

Attached is a marked-up copy of the official filing receipt received from the P.T.O. in the above application for which issuance of a corrected filing receipt is respectfully requested.

The reference to U.S. Patent No. 5,738,219, issuing from U.S. Application Serial No. 08/807,682, filed February 28, 1997, as a related prior application on the Filing Receipt issued by the Patent Office is incorrect.

The priority history claimed for this application is in the attached chart. All of the four initial filings were converted to provisional applications. For the priority application noted with an asterisk (*), the "106A application," an initial error by the US Patent and Trademark Office has unfortunately, been perpetuated by reason of its incorporation into the text of the present specification.

The U.S. Patent Office incorrectly labeled Serial No. 08/807,682 on the return postcard for the 106A application. Consequently, applicants erroneously referenced U.S. Serial No. 08/807,682 as one of the four related prior applications in the current specification drafted for the direct parent of the current application. Once it became apparent to applicants the correct Serial No. assigned to the application was 08/808,755, applicants filed a Petition requesting 08/807,682 be changed to 08/808,755 on the PCT Request Form. In the Decision on Petition, copy enclosed, the U.S. Patent Office acknowledged their error in indicating the Serial No. as 08/807,682 rather than 08/808,755 on the return postcard.

Accordingly, applicants request a corrected filing receipt deleting reference to U.S. Application Serial No. 08/807,682, filed February 28, 1997, now Patent No. 5,738,219, and replacing with related U.S. Application Serial No. 60/070,900, filed February 27, 1997.

Docket No. 317743-103C
Serial No. 09/757,011

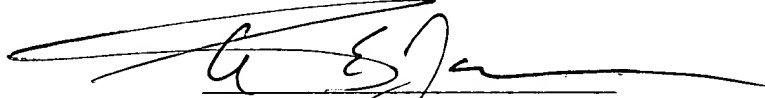
Since all of the original four (4) priority filings were converted to provisionals, no mention need be made to there original serial numbers under the 08 series. Thus, the continuing data should read:

THIS APPLICATION IS A DIV OF 08/866,007 05/30/97 PAT 6,191,165
WHICH CLAIMS THE BENEFIT OF 60/070,900
AND CLAIMS THE BENEFIT OF 60/044,387
AND CLAIMS THE BENEFIT OF 60/041,503
AND CLAIMS THE BENEFIT OF 60/041,504

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Respectfully submitted,

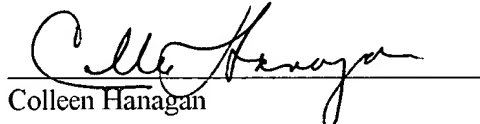


Arthur E. Jackson
Registration No. 34,354
Attorney for Applicants

DECHERT
Princeton Pike Corporate Center
PO Box 5218
Princeton, New Jersey 08543-5218
Fax: (609) 620-3259
Attn: Arthur E. Jackson, Esq.
(609) 620-3254

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, Attn.: Office of Initial Patent Examination, Customer Service Center.


Colleen Hanagan

June 1, 2001

M.R.D. 12/5/97

03-06-1998



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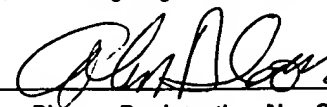
12/05/97

Form PTO-1595

U.S. Pat. & Tm. Off.

RECORDATION FORM COVER SHEET
PATENTS ONLY

To the Assistant Commissioner of Patents and Trademarks:
Please record the attached original documents or copy thereof.

| | | | |
|--|--|--|--|
| 1. Name of conveying party(ies): Vassil Iliya Ognyanov; Laurence A. Borden; Stanley Charles Bell; and Jing Zhang Additional name(s) of conveying party(ies) attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | 2. Name and Address of receiving party(ies) Name: Allelix Neuroscience Inc Internal Address: Street Address: 40 Cragwood Road City: South Plainfield State: New Jersey Zip: 07080 Additional name(s) & addresses attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| 3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment Other: <input type="checkbox"/> Security Agreement Execution Date: <input type="checkbox"/> Change of Name <input type="checkbox"/> Merger | | | |
| 4. Application number(s) or patent number(s): 08/866,007 If this document is being filed together with a new application, the execution date of the application is: A. Patent Application No.(s) Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No B. Patent No.(s) | | | |
| 5. Name and address of party to whom correspondence concerning documents should be mailed: Name: Allen Bloom, Esq. Dechert Price & Rhoads Street Address: Princeton Pike Corporate Center P.O. Box 5218 City: Princeton State: NJ Zip: 08543-5218 | | 6. Total number of applications and patents involved: 7. Total fee (37 CFR § 3.41)..... \$40.00 <input checked="" type="checkbox"/> Enclosed Check No. 008319 <input type="checkbox"/> Authorized to be charged to deposit account 8. Deposit account number: 04-0480 | |
| DO NOT USE THIS SPACE | | | |
| <p>01/09/1998 SBLIZZAR 00000004-08866007 40.00 OP To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.</p> <p>Date: <u>December 5, 1997</u>  Allen Bloom, Registration No. 29,135</p> <p>Total number of pages including cover sheet, attachments, and document: _____</p> | | | |



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MAY 02, 1998

PTAS



100654220A

DECHERT PRICE & RHOADS
ALLEN BLOOM, ESQ.
PRINCETON PIKE CORPORATE CENTER
P.O. BOX 5218
PRINCETON, NJ 08543-5218

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/05/1997

REEL/FRAME: 9010/0916
NUMBER OF PAGES: 7

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

OGNYANOV, VASSIL ILIYA

DOC DATE: 11/26/1997

ASSIGNOR:

BORDEN, LAURENCE A.

DOC DATE: 11/27/1997

ASSIGNOR:

BELL, STANLEY CHARLES

DOC DATE: 11/26/1997

ASSIGNOR:

ZHANG, JING

DOC DATE: 11/26/1997

ASSIGNEE:

ALLELIX NEUROSCIENCE INC.
40 CRAGWOOD ROAD
SOUTH PLAINFIELD, NEW JERSEY 07080

SERIAL NUMBER: 08866007
PATENT NUMBER:

FILING DATE: 05/30/1997
ISSUE DATE:

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MAY - 7 1998

AB

9010/0916 PAGE 2

MAYA BENNETT, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

0910/0916 PAGE 2



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

| APPLICATION NUMBER | FILING DATE | GRP ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLAIMS | IND CLAIMS |
|--------------------|-------------|--------------|---------------|-----------------|----------|------------|------------|
| 09/757,011 | 01/09/2001 | 1614 | 944 | 317743-103C | 4 | 33 | 2 |

CONFIRMATION NO. 7091

25561
ALLEN BLOOM
C/O DECHERT
PRINCETON PIKE CORPORATION CENTER
P.O. BOX 5218
PRINCETON, NJ 08543-5218

FILING RECEIPT



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C.H.

Date Mailed: 03/28/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Vassil Iliya Ognyanov, Franklin Park, NJ;
Laurence A. Borden, Hackensack, NJ;
Stanley Charles Bell, Narberth, PA;
Jing Zhang, Parsippany, NJ;

Continuing Data as Claimed by Applicant

THIS APPLICATION IS A DIV OF 08/866,007 05/30/1997 PAT 6,191,165
WHICH IS A CIP OF 08/888,754 02/27/1997 ABN
WHICH IS A CIP OF 08/656,063 05/31/1996 ABN
AND A CIP OF 08/655,912 05/31/1996 ABN
AND A CIP OF 08/807,682 02/28/1997 PAT 5,738,219.*
AND CLAIMS BENEFIT OF 60/041,503 05/31/1996
AND CLAIMS BENEFIT OF 60/044,387 02/27/1997
AND CLAIMS BENEFIT OF 60/041,504 05/31/1996
(*) Data inconsistent with PTO records.

Foreign Applications

WHICH CLAIMS BENEFIT OF 60/070,900 02/27/1997

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Bib Data Sheet

CONFIRMATION NO. 7891

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 SEP 7 2001
 09/07/2001

| | | | | |
|------------------------------------|---|---------------------|---------------------------------------|---|
| SERIAL NUMBER 09/757,011 | FILING DATE 01/09/2001 RULE | CLASS XXX | GROUP ART UNIT 2899 1614 | ATTORNEY DOCKET NO. 317743-103C |
|------------------------------------|---|---------------------|---------------------------------------|---|

APPLICANTS

Vassil Iliya Ognyanov, Franklin Park, NJ;
 Laurence A. Borden, Hackensack, NJ;
 Stanley Charles Bell, Narberth, PA;
 Jing Zhang, Parsippany, NJ;

** CONTINUING DATA *****

THIS APPLICATION IS A DIV OF 08/866,007 05/30/1997 PAT 6,191,165
 WHICH CLAIMS BENEFIT OF 60/070,900 02/27/1997

AND THIS APPLICATION 09/757,011 01/09/2001

CLAIMS BENEFIT OF 60/041,503 05/31/1996
 AND CLAIMS BENEFIT OF 60/044,387 02/27/1997
 AND CLAIMS BENEFIT OF 60/041,504 05/31/1996

** FOREIGN APPLICATIONS *****

IF REQUIRED, FOREIGN FILING LICENSE GRANTED

** 03/28/2001

| | | | | |
|---|------------------------|---------------------|--------------------|-------------------------|
| Foreign Priority claimed <input type="checkbox"/> yes <input checked="" type="checkbox"/> no | STATE OR COUNTRY NJ | SHEETS DRAWING 4 | TOTAL CLAIMS 33 | INDEPENDENT CLAIMS 2 |
| 35 USC 119 (a-d) conditions met <input type="checkbox"/> yes <input checked="" type="checkbox"/> no <input type="checkbox"/> Met after Allowance | | | | |
| Verified and Acknowledged Brenda Coleman Examiner's Signature | Initials BC | | | |

ADDRESS

25561

TITLE

Pharmaceutical for treatment of neurological and neuropsychiatric disorders

| | | |
|-----------------------------------|---|--|
| FILING FEE RECEIVED 944 | FEES: Authority has been given in Paper No. _____ to charge/credit DEPOSIT ACCOUNT No. _____ for following: | <input type="checkbox"/> All Fees |
| | | <input type="checkbox"/> 1.16 Fees (Filing) |
| | | <input type="checkbox"/> 1.17 Fees (Processing Ext. of time) |
| | | <input type="checkbox"/> 1.18 Fees (Issue) |
| | | <input type="checkbox"/> Other _____ |
| | | <input type="checkbox"/> Credit |



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Patent Cooperation Treaty
Legal Office

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20 NOV 1997

ALLEN BLOOM
DECHERT PRICE & RHOADS
P.O. BOX 5218
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In re Application of
TROPHIX PHARMACEUTICALS, INC.
PCT No.: PCT/US97/09450
International Filing Date: 29 MAY 1997
Priority Date: 31 MAY 1996
For: PHARMACEUTICAL FOR
TREATMENT OF NEUROLOGICAL
AND NEUROPSYCHIATRIC
DISORDERS

DECISION ON
PETITION
UNDER
37 CFR 1.181

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This is a decision in response to applicant's "LETTER TO U.S. PATENT AND TRADEMARK OFFICE" dated 19 November 1997 which is being treated as a petition under 37 CFR 1.181 to change the application number in item (4) of Box No. VI of the Request from 08/807,682 to 08/808,755.

The postcard receipt returned applicant for the filing on 27 February 1997 of the US application having a Docket # 317743-106A was incorrectly labeled as 08/807,682. The postcard receipt should have indicated the application number 08/808,755 instead of 08/807,682. This error resulted in the applicant indicating an incorrect application number for item (4) of Box No. VI in the Request.

Accordingly, it is appropriate to correct the application number indicated in item (4) of Box No. VI of the Request from 08/807,682 to 08/808,755.

Applicant's petition under 37 CFR 1.181 is GRANTED.

The application number in item (4) of Box No. VI of the Request has been corrected from 08/807,682 to 08/808,755.

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NOV 25 1997

AB

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3-27-98

A copy of this decision will be forwarded to the International Bureau.

Diana Biefeld

Diana Biefeld
Detailee
PCT Legal Office

Telephone: (703) 305-5474
Facsimile: (703) 308-6459

Peter Kratz

Conferee: Peter Kratz
Supervisory PCT Legal Examiner
PCT Legal Office

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